IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.77676-M of 2006

DATE OF DECISION: FEBRUARY 9, 2007

Ranjit Kaur

...PETITIONER

VERSUS

The State of Punjab

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.M.S.Bal , Advocate,
for the petitioner.
Mr.N.S.Gill, AAG, Punjab.

...

Petitioner Ranjit Kaur apprehending her arrest in a non-bailable offence in case FIR No.53 dated 19.4.2006 registered under Sections 302/34 IPC at Police Station Beas, has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

While issuing notice of motion on December 12, 2006, the arrest of the petitioner was stayed subject to the condition that she will appear before the trial court and furnish her regular bail bonds to its satisfaction.

I have heard the counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that in the aforesaid FIR, it is alleged that on account of illicit relations of husband of the deceased, namely, Hardeep Singh with the petitioner, his sister-in-law (Bhabi), the wife committed suicide, allegedly after being given beating by her husband at the instigation of the petitioner. Counsel contends that during the investigation, the allegations levelled against the petitioner were found to be false and she was kept in column No.2. He further contends that challan has been filed only against the husband of the deceased. Now, on the statement of the complainant and his wife, the petitioner has been summoned as an additional accused under Section 319 Cr.P.C. Counsel contends that the

petitioner, who is residing separately with her husband and four children, is innocent and has been falsely implicated.

Counsel for the petitioner contends that in terms of the interim order dated December 12, 2006, the petitioner had appeared before the trial court and furnished her regular bail bonds which have been accepted and attested and since then she is regularly appearing. This fact has not been disputed by the State counsel and he further on instructions from ASI Baldev Singh states that the petitioner is no more required for further investigation.

In view of the aforesaid fact and the facts stated above, the interim order dated December 12, 2006 is made absolute.

Disposed of accordingly.

February 9, 2007 (SATISH KUMAR MITTAL)
vkg JUDGE